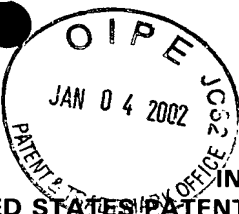


AGILENT TECHNOLOGIES, INC.  
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Intellectual Property Administration  
P. O. Box 7599  
Loveland, Colorado 80537-0599



PATENT APPLICATION

ATTORNEY DOCKET NO. 10010760-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Glenda C. Delenstarr et al,

Serial No.: 09/899,381

Examiner: N/A

Filing Date: 07/02/01

Group Art Unit: N/A

Title: Arrays Having Background Features and Methods for Using the Same

COMMISSIONER FOR PATENTS

Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- ☒ under 37 CFR 1.97(b), or  
(Within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits; whichever occurs last)
- ☐ under 37 CFR 1.97(c) together with either a:
  - ☐ Statement under 37 CFR 1.97(e), or
  - ☐ a \$180.00 Processing fee under 37 CFR 1.17(p), or  
(After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- ☐ under 37 CFR 1.97 (d) together with a:
  - ☐ Statement under 37 CFR 1.97(e), and
  - ☐ a \$180.00 processing fee under 37 CFR 1.17(p).  
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Please charge to Deposit Account **50-1078** the sum of \$0.00. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **50-1078** pursuant to 37 CFR 1.25.

☒ Applicant(s) submit herewith Form PTO 1449. All the references identified herein were disclosed in Patent Application No. 09/398,399 filed 09/17/1999, now U. S. Patent No. \_\_\_\_\_, and, as such, copies thereof are not included pursuant to the provisions of 37 CFR 1.98(d).

☐ A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individuals(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

It is requested that the information disclosed herein be made of record in this application.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit: 11/08/01

Typed Name: Donna Macedo

Signature: [Signature]

Respectfully submitted,

Glenda C. Delenstarr et al,

By [Signature]

Bret Field for Gordon Stewart

Attorney/Agent for Applicant(s)

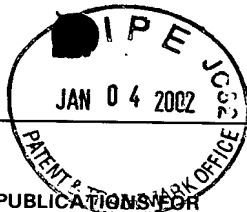
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## PATENT APPLICATION

Sheet 1 of 1

FORM PTO-1449

LIST OF PATENTS AND PUBLICATIONS FOR  
APPLICANT'S INFORMATION DISCLOSURE  
STATEMENT

(Use several sheets if necessary)

ATTY. DOCKET NO.

10010760-1

SERIAL NO.

09/899,381

APPLICANT

Glenda C. Delenstarr et al.

FILING DATE

07/02/01

GROUP

N/A

## REFERENCE DESIGNATION

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME
	1A	4,868,105	09/19/1989	Urdea et al.
	1B	5,124,246	06/23/1992	Urdea et al,
	1C	5,143,854	09/01/1992	Pirrung et al.
	1D	5,200,313	04/06/1993	Carrico
	1E	5,563,034	10/08/1996	Brink et al.
	1F	5,681,702	10/28/1997	Collins et al.
	1G			
	1H			
	1I			
	1J			
	1K			

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## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	NAME	TRANSLATION	
					YES	NO
	1L	WO 98/24933	06/11/1998	Coull et al,		
	1M					
	1N					
	1O					
	1P					

## OTHER REFERENCES (including Author, Title, Date, Pertinent Pages, etc.)

1Q	Chen, Y et al. "Ratio-Based Decisions and the Quantitative Analysis of cDNA Microarray Images", Journal of Biomedical Optics, Vol. 2, No. 4, pp. 364-374 (1994)
1R	DeRisi, J.I. et al., "Exploring the Metabolic and Genetic Control of Gene Expression on a Genomic Scale", Science, Vol. 278, pp. 680-686 (1997)
1S	Wetmur, J.G. "DNA Probes: Applications of the Principles of Nucleic Acid Hybridization", Critical Reviews in Biochemistry and Molecular Biology, Vol. 26. No. 3/4, pp. 227-259 (1991)

EXAMINER

DATE CONSIDERED